

E AND R AMENDMENTS TO LB 911

Introduced by Enrollment and Review Committee: McGill, 26,  
Chairperson

1           1. Strike the original sections and all amendments  
2 thereto and insert the following new sections:

3           Section 1. Section 60-462, Revised Statutes Supplement,  
4 2007, is amended to read:

5           60-462 Sections 60-462 to 60-4,188 and sections 2, 4 to  
6 6, and 8 of this act shall be known and may be cited as the Motor  
7 Vehicle Operator's License Act.

8           Sec. 2. It is the intent of the Legislature that the  
9 department develop, implement, and maintain processes for the  
10 issuance of operators' licenses and state identification cards  
11 designed to protect the identity of applicants for and holders  
12 of such licenses and cards and reduce identity theft, fraud,  
13 forgery, and counterfeiting to the maximum extent possible with  
14 respect to such licenses and cards. The director shall designate an  
15 implementation date for such processes which date is on or before  
16 April 1, 2009. The department shall adopt security and technology  
17 practices to enhance the enrollment, production, data storage,  
18 and credentialing system of such licenses and cards in order to  
19 maximize the integrity of the process.

20           Sec. 3. Section 60-463, Revised Statutes Supplement,  
21 2007, is amended to read:

22           60-463 For purposes of the Motor Vehicle Operator's  
23 License Act, the definitions found in sections 60-463.01 to 60-478

1 and sections 4 to 6 of this act shall be used.

2           Sec. 4. Department means the Department of Motor  
3 Vehicles.

4           Sec. 5. Full legal name means an individual's first  
5 name, middle name, and last or surname without use of initials or  
6 nicknames.

7           Sec. 6. Principal residence means the location in  
8 Nebraska where a person resides at the time of application even  
9 if such residence is temporary.

10           Sec. 7. Section 60-479, Reissue Revised Statutes of  
11 Nebraska, is amended to read:

12           60-479 Sections 60-480 to 60-4,111.01 and 60-4,182 to  
13 60-4,188 and section 8 of this act shall apply to any operator's  
14 license subject to the Motor Vehicle Operator's License Act.

15           Sec. 8. This section applies beginning on an  
16 implementation date designated by the director pursuant to section  
17 2 of this act. All persons handling source documents or engaged in  
18 the issuance of new, renewed, or reissued operators' licenses or  
19 state identification cards shall have periodic fraudulent document  
20 recognition training.

21           Sec. 9. Section 60-484, Revised Statutes Cumulative  
22 Supplement, 2006, is amended to read:

23           60-484 ~~(1)~~ (1)(a) This subsection applies until the  
24 implementation date designated by the director pursuant to section  
25 2 of this act. Except as otherwise provided in the Motor Vehicle  
26 Operator's License Act, no resident of the State of Nebraska shall  
27 operate a motor vehicle upon the alleys or highways of the State

1 of Nebraska until the person has obtained an operator's license for  
2 that purpose.

3 ~~(2)~~ (b) Application for an operator's license may be  
4 made in a manner prescribed by the ~~Department of Motor Vehicles~~  
5 department. Such application may be made to an examiner in any  
6 county. The examiner shall personally conduct the examination  
7 of the applicant and deliver to each successful applicant an  
8 examiner's certificate containing the statements made pursuant to  
9 ~~subsection (3)~~ subdivision (c) of this ~~section~~ subsection.

10 ~~(3)~~ (c) In addition to any other information and  
11 questions necessary to comply with the requirements and purposes of  
12 the act, the applicant ~~(a)~~ (i) shall provide his or her name, age,  
13 post office address, place of residence unless the applicant is a  
14 program participant under the Address Confidentiality Act, date of  
15 birth, ~~sex~~, gender, social security number, and brief description  
16 of himself or herself, ~~(b)~~ (ii) may complete the voter registration  
17 portion pursuant to section 32-308, ~~(e)~~ (iii) shall be provided the  
18 advisement language required by subsection (5) of section 60-6,197,  
19 ~~(d)~~ (iv) shall answer the following:

20 ~~(i)~~ (A) Have you within the last three months (e.g. due  
21 to diabetes, epilepsy, mental illness, head injury, stroke, heart  
22 condition, neurological disease, etc.):

23 ~~(A)~~ (I) lost voluntary control or consciousness ... yes  
24 ... no

25 ~~(B)~~ (II) experienced vertigo or multiple episodes of  
26 dizziness or fainting ... yes ... no

27 ~~(C)~~ (III) experienced disorientation ... yes ... no

1           ~~(D)~~ (IV) experienced seizures ... yes ... no

2           ~~(E)~~ (V) experienced impairment of memory, memory loss ...  
3 yes ... no

4           Please explain: .....

5           ~~(ii)~~ (B) Do you experience any condition which affects  
6 your ability to operate a motor vehicle? (e.g. due to loss of, or  
7 impairment of, foot, leg, hand, arm; neurological or neuromuscular  
8 disease, etc.) ... yes ... no

9           Please explain: .....

10          ~~(iii)~~ (C) Since the issuance of your last driver's  
11 license/permit has your health or medical condition changed or  
12 worsened? ... yes ... no

13          Please explain, including how the above affects your  
14 ability to drive: ....., and ~~(e)~~ (v) may answer  
15 the following:

16          ~~(i)~~ (A) Do you wish to register to vote as part of this  
17 application process?

18          OPTIONAL - YOU ARE NOT REQUIRED TO ANSWER ANY OF THE  
19 FOLLOWING QUESTIONS:

20          ~~(ii)~~ (B) Do you wish to be an organ and tissue donor?

21          ~~(iii)~~ (C) Do you wish to receive any additional specific  
22 information regarding organ and tissue donation and the Donor  
23 Registry of Nebraska?

24          ~~(iv)~~ (D) Do you wish to donate \$1 to promote the Organ  
25 and Tissue Donor Awareness and Education Fund?

26          ~~(4)~~ (d) Application for an operator's license shall be  
27 made under oath or affirmation of the applicant.

1           ~~(5)~~ (e) The social security number shall not be printed  
2 on the operator's license and shall be used only ~~(a)~~ (i) to furnish  
3 driver record information to the United States Selective Service  
4 System under section 60-483, ~~(b)~~ (ii) with the permission of the  
5 director in connection with the verification of the status of an  
6 individual's driving record in this state or any other state, ~~(c)~~  
7 (iii) for purposes of child support enforcement pursuant to section  
8 42-358.08 or 43-512.06, or ~~(d)~~ beginning on an implementation date  
9 designated by the director, (iv) to furnish information regarding  
10 an applicant for or holder of a commercial driver's license with  
11 a hazardous materials endorsement to the Transportation Security  
12 Administration of the United States Department of Homeland Security  
13 or its agent.

14           ~~(6)~~~~(a)~~ (f) (i) Except for an individual under the age  
15 of eighteen years, each individual applying for an operator's  
16 license or a state identification card shall furnish proof of date  
17 of birth and identity by a valid Nebraska operator's license, a  
18 valid Nebraska learner's permit, a valid Nebraska school permit,  
19 a valid operator's license from another state or jurisdiction of  
20 the United States, a certified birth certificate, a certified birth  
21 registration, a valid United States passport, a valid United States  
22 military identification card, United States military discharge  
23 papers, other United States-based identification as approved by  
24 the director, or information preserved in the digital system  
25 implemented under section 60-484.01.

26           ~~(b)~~ (ii) Any individual under the age of eighteen years  
27 applying for an operator's license or a state identification card

1 shall provide a certified copy of his or her birth certificate,  
2 a certified birth registration, or other reliable proof of his or  
3 her identity and age accompanied by a certification signed by a  
4 parent or guardian explaining the inability to produce a copy of  
5 such birth certificate. The applicant may be required to furnish  
6 proof to the examiner that the parent or guardian signing the  
7 certification is in fact the parent or guardian of such applicant.

8 (2) (a) This subsection applies beginning on the  
9 implementation date designated by the director pursuant to section  
10 2 of this act. Except as otherwise provided in the Motor Vehicle  
11 Operator's License Act, no resident of the State of Nebraska shall  
12 operate a motor vehicle upon the alleys or highways of this state  
13 until the person has obtained an operator's license for that  
14 purpose.

15 (b) Application for an operator's license or a state  
16 identification card shall be made in a manner prescribed by the  
17 department. Such application may be made to department personnel in  
18 any county. Department personnel shall conduct the examination of  
19 the applicant and deliver to each successful applicant an issuance  
20 certificate containing the statements made pursuant to subdivision  
21 (c) of this subsection.

22 (c) The applicant (i) shall provide his or her full  
23 legal name, date of birth, mailing address, gender, and social  
24 security number, two forms of proof of address of his or her  
25 principal residence unless the applicant is a program participant  
26 under the Address Confidentiality Act, evidence of identity as  
27 required by subdivision (2) (f) of this subsection, and a brief

1 physical description of himself or herself, (ii) may complete the  
2 voter registration portion pursuant to section 32-308, (iii) shall  
3 be provided the advisement language required by subsection (5) of  
4 section 60-6,197, (iv) shall answer the following:

5 (A) Have you within the last three months (e.g. due  
6 to diabetes, epilepsy, mental illness, head injury, strike, heart  
7 condition, neurological disease, etc.):

8 (I) lost voluntary control or consciousness ... yes ...  
9 no

10 (II) experienced vertigo or multiple episodes of  
11 dizziness or fainting ... yes ... no

12 (III) experienced disorientation ... yes ... no

13 (IV) experienced seizures ... yes ... no

14 (V) experienced impairment of memory, memory loss ... yes  
15 ... no

16 Please explain: .....

17 (B) Do you experience any condition which affects your  
18 ability to operate a motor vehicle? (e.g. due to loss of, or  
19 impairment of, foot, leg, hand, arm; neurological or neuromuscular  
20 disease, etc.) ... yes ... no

21 Please explain: .....

22 (C) Since the issuance of your last driver's  
23 license/permit, has your health or medical condition changed or  
24 worsened? ... yes ... no

25 Please explain, including how the above affects your  
26 ability to drive: ....., and (v) may answer the  
27 following:

1           (A) Do you wish to register to vote as part of this  
2 application process?

3           OPTIONAL - YOU ARE NOT REQUIRED TO ANSWER ANY OF THE  
4 FOLLOWING QUESTIONS:

5           (B) Do you wish to be an organ and tissue donor?

6           (C) Do you wish to receive any additional specific  
7 information regarding organ and tissue donation and the Donor  
8 Registry of Nebraska?

9           (D) Do you wish to donate \$1 to promote the Organ and  
10 Tissue Donor Awareness and Education Fund?

11           (d) Application for an operator's license or state  
12 identification card shall include a signed oath, affirmation,  
13 or declaration of the applicant that the information provided on  
14 the application for the license or card is true and correct.

15           (e) The social security number shall not be printed on  
16 the operator's license or state identification card and shall be  
17 used only (i) to furnish information to the United States Selective  
18 Service System under section 60-483, (ii) with the permission of  
19 the director in connection with the verification of the status of  
20 an individual's driving record in this state or any other state,  
21 (iii) for purposes of child support enforcement pursuant to section  
22 42-358.08 or 43-512.06, or (iv) to furnish information regarding  
23 an applicant for or holder of a commercial driver's license with  
24 a hazardous materials endorsement to the Transportation Security  
25 Administration of the United States Department of Homeland Security  
26 or its agent.

27           (f) (i) Each individual applying for an operator's license

1 or a state identification card shall furnish proof of date of  
2 birth and identity with documents containing a photograph or with  
3 nonphoto identity documents which include his or her full legal  
4 name and date of birth. Such documents shall include, but not be  
5 limited to, any valid Nebraska operator's license or Nebraska state  
6 identification card, a valid operator's license or identification  
7 card from another state or jurisdiction of the United States, a  
8 certified birth certificate, a valid United States passport, or  
9 any other United States-based identification as approved by the  
10 director.

11 (ii) Any individual under the age of eighteen years  
12 applying for an operator's license or a state identification card  
13 shall provide a certified copy of his or her birth certificate  
14 or, if such individual is unable to provide a certified copy of  
15 his or her birth certificate, other reliable proof of his or her  
16 identity and age, as required in subdivision (2)(f)(i) of this  
17 section, accompanied by a certification signed by a parent or  
18 guardian explaining the inability to produce a copy of such birth  
19 certificate. The applicant also may be required to furnish proof  
20 to department personnel that the parent or guardian signing the  
21 certification is in fact the parent or guardian of such applicant.

22 (iii) An applicant may present other documents as proof  
23 of identification and age designated by the director. Any documents  
24 accepted shall be recorded according to a written exceptions  
25 process established by the director.

26 Sec. 10. Section 60-4,112, Reissue Revised Statutes of  
27 Nebraska, is amended to read:

1                   60-4,112 Sections ~~60-4,113~~ 60-4,114, 60-4,116, and  
2 60-4,118 to 60-4,130.05 shall apply to the operation of any motor  
3 vehicle except a commercial motor vehicle.

4                   Sec. 11. Section 60-4,113, Reissue Revised Statutes of  
5 Nebraska, is amended to read:

6                   60-4,113 ~~is~~ (1) This subsection applies until the  
7 implementation date designated by the director pursuant to section  
8 2 of this act. In and for each county in the State of Nebraska,  
9 the director shall appoint as his or her agents one or more  
10 examiners who shall examine all applicants for an operator's  
11 license as provided in section 60-4,114 except as otherwise  
12 provided in subsection (8) of section 60-4,122. The director may,  
13 in his or her discretion, also appoint one or more examining  
14 officers with similar powers as are set forth in section 60-4,114.  
15 The same examiner may be assigned to one or more counties by  
16 the director. Each county shall furnish office space for the  
17 administration of the operator's license examination. The examiner  
18 shall ~~actually~~ conduct the examination of applicants and deliver to  
19 each successful applicant a certificate entitling such applicant to  
20 secure an operator's license. If the examiner refuses to issue such  
21 certificate for cause, he or she shall state such cause in writing  
22 and deliver the same to the applicant. The successful applicant  
23 shall, within ninety days, present his or her certificate to the  
24 county treasurer who shall immediately issue the operator's license  
25 and collect the fee therefor. ~~The certificate shall be presented~~  
26 ~~in the applicant's county of residence until the Department of~~  
27 ~~Motor Vehicles has established the appropriate procedures for the~~

1 ~~certificate to be presented to the county treasurer of any county~~  
2 ~~which shall be not later than January 1, 2003.~~ The county treasurer  
3 shall report the issuance of such licenses to the ~~Department of~~  
4 ~~Motor Vehicles~~ department within five days after issuance.

5 (2) (a) This subsection applies beginning on the  
6 implementation date designated by the director pursuant to section  
7 2 of this act. In and for each county in the State of Nebraska,  
8 the director shall appoint as his or her agents one or more  
9 department personnel who shall examine all applicants for a  
10 state identification card or an operator's license as provided  
11 in section 60-4,114 except as otherwise provided in subsection  
12 (8) of section 60-4,122. The same department personnel may be  
13 assigned to one or more counties by the director. Each county  
14 shall furnish office space for the administration of the operator's  
15 license examination. The department personnel shall conduct the  
16 examination of applicants and deliver to each successful applicant  
17 an issuance certificate. The certificate may be presented to the  
18 county treasurer of any county within ninety days after issuance,  
19 and the county treasurer shall collect the fee and surcharge as  
20 provided in section 60-4,115 and issue a receipt which is valid for  
21 up to thirty days. If an operator's license is being issued, the  
22 receipt shall also authorize driving privileges for such thirty-day  
23 period. If the department personnel refuse to issue an issuance  
24 certificate for cause, the department personnel shall state such  
25 cause in writing and deliver such written cause to the applicant.

26 (b) The department may provide for the central production  
27 and issuance of operators' licenses and state identification cards.

1 Production shall take place at a secure production facility  
2 designated by the director. The licenses and cards shall be of  
3 such a design and produced in such a way as to discourage, to the  
4 maximum extent possible, fraud in applicant enrollment, identity  
5 theft, and the forgery and counterfeiting of such licenses and  
6 cards. Delivery of an operator's license or state identification  
7 card shall be to the mailing address provided by the applicant at  
8 the time of application.

9           Sec. 12. Section 60-4,115, Revised Statutes Cumulative  
10 Supplement, 2006, is amended to read:

11           60-4,115 (1) Fees for operators' licenses and state  
12 identification cards shall be collected and distributed according  
13 to the table in subsection (2) of this section. County officials  
14 shall remit the county portion of the fees collected to the county  
15 treasurer for placement in the county general fund. All other fees  
16 collected shall be remitted to the State Treasurer for credit to  
17 the appropriate fund. The State Treasurer shall transfer an amount  
18 equal to three dollars and fifty cents times the number of original  
19 or renewal Class M licenses issued pursuant to section 60-4,127  
20 during the previous year from the Department of Motor Vehicles Cash  
21 Fund to the Motorcycle Safety Education Fund.

22           (2) The fees provided in this subsection in the  
23 following dollar amounts apply for operators' licenses and state  
24 identification cards.

25		Department
26		County of Motor State
27	Document	Total General Vehicles General

1		Fee	Fund	Cash	Fund	Fund
2	State identification card:					
3	Valid for 1 year or less	4.75	2.75	1.00	1.00	
4	Valid for more than 1 year					
5	but not more than 2 years	9.50	2.75	3.50	3.25	
6	Valid for more than 2 years					
7	but not more than 3 years	14.25	2.75	5.50	6.00	
8	<u>Valid for 1 year or less</u>	<u>5.00</u>	<u>2.75</u>	<u>1.25</u>	<u>1.00</u>	
9	<u>Valid for more than 1 year</u>					
10	<u>but not more than 2 years</u>	<u>10.00</u>	<u>2.75</u>	<u>4.00</u>	<u>3.25</u>	
11	<u>Valid for more than 2 years</u>					
12	<u>but not more than 3 years</u>	<u>14.00</u>	<u>2.75</u>	<u>5.25</u>	<u>6.00</u>	
13	Valid for more than 3 years					
14	but not more than 4 years	19.00	2.75	8.00	8.25	
15	Valid for more than 4 years					
16	for person under 21	23.75	2.75	10.00	11.00	
17	Valid for 5 years	23.75	3.50	10.00	10.25	
18	Duplicate or replacement	11.25	2.75	6.25	2.25	
19	Class O or M operator's license:					
20	Valid for 1 year or less	4.75	2.75	1.00	1.00	
21	Valid for more than 1 year					
22	but not more than 2 years	9.50	2.75	3.50	3.25	
23	Valid for more than 2 years					
24	but not more than 3 years	14.25	2.75	5.50	6.00	
25	Valid for more than 3 years					
26	but not more than 4 years	19.00	2.75	8.00	8.25	
27	Valid for 5 years	23.75	3.50	10.00	10.25	

1	<del>Bioptic or telescopic lens restriction:</del>				
2	<del>Valid for 1 year or less</del>	<del>4.75</del>	<del>0</del>	<del>4.75</del>	<del>0</del>
3	<del>Valid for more than 1 year</del>				
4	<del>but not more than 2 years</del>	<del>9.50</del>	<del>2.75</del>	<del>3.50</del>	<del>3.25</del>
5	<del>Duplicate or replacement</del>	<del>11.25</del>	<del>2.75</del>	<del>6.25</del>	<del>2.25</del>
6	<del>Valid for more than 4 years</del>				
7	<del>for person under 21</del>	<del>24.00</del>	<del>2.75</del>	<del>10.25</del>	<del>11.00</del>
8	<del>Valid for 5 years</del>	<del>24.00</del>	<del>3.50</del>	<del>10.25</del>	<del>10.25</del>
9	<del>Duplicate or replacement</del>	<del>11.00</del>	<del>2.75</del>	<del>6.00</del>	<del>2.25</del>
10	<u>Class O or M operator's license:</u>				
11	<u>Valid for 1 year or less</u>	<u>5.00</u>	<u>2.75</u>	<u>1.25</u>	<u>1.00</u>
12	<u>Valid for more than 1 year</u>				
13	<u>but not more than 2 years</u>	<u>10.00</u>	<u>2.75</u>	<u>4.00</u>	<u>3.25</u>
14	<u>Valid for more than 2 years</u>				
15	<u>but not more than 3 years</u>	<u>14.00</u>	<u>2.75</u>	<u>5.25</u>	<u>6.00</u>
16	<u>Valid for more than 3 years</u>				
17	<u>but not more than 4 years</u>	<u>19.00</u>	<u>2.75</u>	<u>8.00</u>	<u>8.25</u>
18	<u>Valid for 5 years</u>	<u>24.00</u>	<u>3.50</u>	<u>10.25</u>	<u>10.25</u>
19	<u>Bioptic or telescopic lens restriction:</u>				
20	<u>Valid for 1 year or less</u>	<u>5.00</u>	<u>0</u>	<u>5.00</u>	<u>0</u>
21	<u>Valid for more than 1 year</u>				
22	<u>but not more than 2 years</u>	<u>10.00</u>	<u>2.75</u>	<u>4.00</u>	<u>3.25</u>
23	<u>Duplicate or replacement</u>	<u>11.00</u>	<u>2.75</u>	<u>6.00</u>	<u>2.25</u>
24	<u>Change of class or restriction</u>	<u>5.00</u>	<u>0</u>	<u>5.00</u>	<u>0</u>
25	<u>Add, change, or remove class,</u>				
26	<u>endorsement, or restriction</u>	<u>5.00</u>	<u>0</u>	<u>5.00</u>	<u>0</u>
27	<u>Provisional operator's permit:</u>				

1	Original	15.00	2.75	12.25	0
2	Bioptic or telescopic lens restriction:				
3	<del>Valid for 1 year or less</del>	<del>4.75</del>	<del>0</del>	<del>4.75</del>	<del>0</del>
4	<u>Valid for 1 year or less</u>	<u>5.00</u>	<u>0</u>	<u>5.00</u>	<u>0</u>
5	Valid for more than 1 year				
6	but not more than 2 years	15.00	2.75	12.25	0
7	<del>Duplicate or replacement</del>	<del>11.25</del>	<del>2.75</del>	<del>6.25</del>	<del>2.25</del>
8	<u>Duplicate or replacement</u>	<u>11.00</u>	<u>2.75</u>	<u>6.00</u>	<u>2.25</u>
9	<u>Add, change, or remove class,</u>				
10	<u>endorsement, or restriction</u>	<u>5.00</u>	<u>0</u>	<u>5.00</u>	<u>0</u>
11	LPD-learner's permit:				
12	Original	8.00	.25	5.00	2.75
13	<del>Duplicate or replacement</del>	<del>11.25</del>	<del>2.75</del>	<del>6.25</del>	<del>2.25</del>
14	<u>Duplicate or replacement</u>	<u>11.00</u>	<u>2.75</u>	<u>6.00</u>	<u>2.25</u>
15	<u>Add, change, or remove class,</u>				
16	<u>endorsement, or restriction</u>	<u>5.00</u>	<u>0</u>	<u>5.00</u>	<u>0</u>
17	LPE-learner's permit:				
18	Original	8.00	.25	5.00	2.75
19	<del>Duplicate or replacement</del>	<del>11.25</del>	<del>2.75</del>	<del>6.25</del>	<del>2.25</del>
20	<u>Duplicate or replacement</u>	<u>11.00</u>	<u>2.75</u>	<u>6.00</u>	<u>2.25</u>
21	<u>Add, change, or remove class,</u>				
22	<u>endorsement, or restriction</u>	<u>5.00</u>	<u>0</u>	<u>5.00</u>	<u>0</u>
23	School permit:				
24	Original	8.00	.25	5.00	2.75
25	<del>Duplicate</del>	<del>11.25</del>	<del>2.75</del>	<del>6.25</del>	<del>2.25</del>
26	<u>Duplicate or replacement</u>	<u>11.00</u>	<u>2.75</u>	<u>6.00</u>	<u>2.25</u>
27	<u>Add, change, or remove class,</u>				

1	<u>endorsement, or restriction</u>	5.00	0	5.00	0
2	Farm permit:				
3	Original or renewal	5.00	.25	0	4.75
4	Duplicate <u>or replacement</u>	5.00	.25	0	4.75
5	Temporary	5.00	.25	0	4.75
6	<u>Add, change, or remove class,</u>				
7	<u>endorsement, or restriction</u>	5.00	0	5.00	0
8	Driving permits:				
9	Employment	45.00	0	5.00	40.00
10	Medical hardship	45.00	0	5.00	40.00
11	<u>Duplicate or replacement</u>	11.00	2.75	6.00	2.25
12	<u>Add, change, or remove class,</u>				
13	<u>endorsement, or restriction</u>	5.00	0	5.00	0
14	Commercial driver's license:				
15	Valid for 1 year or less	11.00	1.75	5.00	4.25
16	Valid for more than 1 year				
17	but not more than 2 years	22.00	1.75	5.00	15.25
18	Valid for more than 2 years				
19	but not more than 3 years	33.00	1.75	5.00	26.25
20	Valid for more than 3 years				
21	but not more than 4 years	44.00	1.75	5.00	37.25
22	Valid for 5 years	55.00	1.75	5.00	48.25
23	Bioptic or telescopic lens restriction:				
24	Valid for one year or less	11.00	1.75	5.00	4.25
25	Valid for more than 1 year				
26	but not more than 2 years	22.00	1.75	5.00	15.25
27	<del>Duplicate or replacement</del>	11.25	2.75	6.25	2.25

1	<del>Change of class, endorsement,</del>				
2	<del>or restriction</del>	<del>10.00</del>	<del>1.75</del>	<del>5.00</del>	<del>3.25</del>
3	<u>Duplicate or replacement</u>	<u>11.00</u>	<u>2.75</u>	<u>6.00</u>	<u>2.25</u>
4	<u>Add, change, or remove class,</u>				
5	<u>endorsement, or restriction</u>	<u>10.00</u>	<u>1.75</u>	<u>5.00</u>	<u>3.25</u>
6	LPC-learner's permit:				
7	Original or renewal	10.00	.25	5.00	4.75
8	Duplicate or replacement	10.00	.25	5.00	4.75
9	<del>Change of class, endorsement,</del>				
10	<del>or restriction</del>	<del>10.00</del>	<del>.25</del>	<del>5.00</del>	<del>4.75</del>
11	<u>Add, change, or remove class,</u>				
12	<u>endorsement, or restriction</u>	<u>10.00</u>	<u>.25</u>	<u>5.00</u>	<u>4.75</u>
13	Seasonal permit:				
14	Original or renewal	10.00	.25	5.00	4.75
15	Duplicate or replacement	10.00	.25	5.00	4.75
16	<del>Change of class, endorsement,</del>				
17	<del>or restriction</del>	<del>10.00</del>	<del>.25</del>	<del>5.00</del>	<del>4.75</del>
18	<u>Add, change, or remove class,</u>				
19	<u>endorsement, or restriction</u>	<u>10.00</u>	<u>.25</u>	<u>5.00</u>	<u>4.75</u>
20	<u>School bus permit:</u>				
21	<u>Original or renewal</u>	<u>5.00</u>	<u>0</u>	<u>5.00</u>	<u>0</u>
22	<u>Duplicate or replacement</u>	<u>5.00</u>	<u>0</u>	<u>5.00</u>	<u>0</u>
23	<u>Add, change, or remove class,</u>				
24	<u>endorsement, or restriction</u>	<u>5.00</u>	<u>0</u>	<u>5.00</u>	<u>0</u>

25           (3) If the Department of Motor Vehicles department  
26 issues an operator's license or a state identification card,  
27 the department shall remit the county portion of the fees to the

1 State Treasurer for credit to the Department of Motor Vehicles Cash  
2 Fund.

3 (4) This subsection applies beginning on the  
4 implementation date designated by the director pursuant to  
5 section 2 of this act. The department and its agents may collect  
6 an identity security surcharge to cover the cost of security and  
7 technology practices used to protect the identity of applicants for  
8 and holders of operators' licenses and state identification cards  
9 and to reduce identity theft, fraud, and forgery and counterfeiting  
10 of such licenses and cards to the maximum extent possible. The  
11 surcharge shall be in addition to all other required fees for  
12 operators' licenses and state identification cards. The amount of  
13 the surcharge shall be determined by the department. The surcharge  
14 shall not exceed eight dollars. The surcharge shall be remitted to  
15 the State Treasurer for credit to the Department of Motor Vehicles  
16 Cash Fund.

17 Sec. 13. Section 60-4,117, Reissue Revised Statutes of  
18 Nebraska, is amended to read:

19 60-4,117 ~~(1)~~ Upon (1)(a) This subsection applies until  
20 the implementation date designated by the director pursuant to  
21 section 2 of this act. Upon presentation of the certificate for an  
22 operator's license issued by the examining officer to the applicant  
23 for such license, the county treasurer shall issue such license to  
24 the applicant. The license shall be in full force and effect until  
25 the expiration date thereon, until officially revoked, suspended,  
26 canceled by an order of the director, or until ordered revoked or  
27 impounded by a court of competent jurisdiction.

1           ~~(2)~~ (b) The operator's license shall be in a form  
2 prescribed by the ~~Department of Motor Vehicles~~ department. The  
3 license may include security features prescribed by the department.  
4 The license shall be conspicuously marked Nebraska Operator's  
5 License, shall be, to the maximum extent practicable, tamper proof,  
6 and shall include the following information:

7           ~~(a)~~ (i) The name and residential and post office address  
8 of the holder;

9           ~~(b)~~ (ii) The holder's color photograph or digital image;

10          ~~(c)~~ (iii) A physical description of the holder, including  
11 sex, height, weight, and eye and hair colors;

12          ~~(d)~~ (iv) The holder's date of birth;

13          ~~(e)~~ (v) The holder's signature;

14          ~~(f)~~ (vi) The class of motor vehicle which the holder is  
15 authorized to operate and any endorsements or restrictions;

16          ~~(g)~~ (vii) The dates between which the license is valid;

17          ~~(h)~~ (viii) The organ and tissue donation information  
18 specified in section 60-494; and

19          ~~(i)~~ (ix) Such other facts and information as the director  
20 may determine.

21          ~~(3)~~ (c) Machine-readable information encoded on an  
22 operator's license shall be limited to the information appearing  
23 on the face of the license.

24          (2)(a) This subsection applies beginning on the  
25 implementation date designated by the director pursuant to section  
26 2 of this act. Upon presentation of an issuance certificate for  
27 an operator's license or state identification card issued by

1 department personnel to the applicant, the county treasurer shall  
2 collect the applicable fee and surcharge as prescribed in section  
3 60-4,115 and issue a receipt which is valid for up to thirty days.  
4 If there is cause for an operator's license to be issued, the  
5 receipt shall also authorize driving privileges for such thirty-day  
6 period.

7 (b) The operator's license and state identification card  
8 shall be in a form prescribed by the department. The license and  
9 card may include security features prescribed by the department.  
10 The license and card shall be conspicuously marked Nebraska  
11 Operator's License or Nebraska Identification Card, shall be,  
12 to the maximum extent practicable, tamper and forgery proof, and  
13 shall include the following information:

14 (i) The full legal name and principal residence address  
15 of the holder;

16 (ii) The holder's full facial digital image;

17 (iii) A physical description of the holder, including  
18 gender, height, weight, and eye and hair colors;

19 (iv) The holder's date of birth;

20 (v) The holder's signature;

21 (vi) The class of motor vehicle which the holder  
22 is authorized to operate and any applicable endorsements or  
23 restrictions;

24 (vii) The issuance and expiration date of the license or  
25 card;

26 (viii) The organ and tissue donation information  
27 specified in section 60-494; and

1           (ix) Such other marks and information as the director may  
2 determine.

3           (c) Each operator's license and state identification card  
4 shall contain the following encoded, machine-readable information:  
5 The holder's full legal name; date of birth; gender; document issue  
6 date; document expiration date; principal residence address; unique  
7 identification number; revision date; inventory control number; and  
8 state of issuance.

9           Sec. 14. Section 60-4,118.05, Reissue Revised Statutes of  
10 Nebraska, is amended to read:

11           60-4,118.05 (1) No operator's license referred to in  
12 section 60-4,118 shall, under any circumstances, be issued to any  
13 person who has not attained the age of seventeen years.

14           (2) No operator's license shall be issued to a person  
15 under eighteen years of age applying for an operator's license  
16 under section 60-4,118 unless such person:

17           (a) Has possessed a valid provisional operator's permit  
18 for at least a twelve-month period beginning on the date of  
19 issuance of such person's provisional operator's permit; and

20           (b) Has not accumulated three or more points pursuant  
21 to section 60-4,182 during the twelve-month period immediately  
22 preceding the date of the application for the operator's license.

23 ~~+~~ and

24           ~~(c) Has surrendered the provisional operator's permit to~~  
25 ~~the examiner.~~

26           (3) The ~~Department of Motor Vehicles~~ shall department  
27 may waive the written examination and the driving test required

1 under section 60-4,118 for any person seventeen to twenty-one  
2 years of age applying for his or her initial operator's license  
3 if he or she has been issued a provisional operator's permit.  
4 The department shall not waive the written examination and the  
5 driving test required under this section if the person is applying  
6 for a commercial driver's license or permit or if the operator's  
7 license being applied for contains a class or endorsement which  
8 is different from the class or endorsement of the provisional  
9 operator's permit.

10 Sec. 15. Section 60-4,120.01, Revised Statutes  
11 Supplement, 2007, is amended to read:

12 60-4,120.01 (1)(a) Any person who is at least sixteen  
13 years of age but less than eighteen years of age may be issued a  
14 provisional operator's permit by the Department of Motor Vehicles.  
15 The provisional operator's permit shall expire on the applicant's  
16 eighteenth birthday.

17 (b) No provisional operator's permit shall be issued to  
18 any person unless such person:

19 (i) Has possessed a valid ~~Nebraska~~ LPD-learner's permit,  
20 LPE-learner's permit, or SCP-school permit for at least a six-month  
21 period beginning on the date of issuance of such person's  
22 LPD-learner's permit, LPE-learner's permit, or SCP-school permit;  
23 and

24 (ii) Has not accumulated three or more points pursuant to  
25 section 60-4,182 during the six-month period immediately preceding  
26 the date of the application for the provisional operator's permit.

27 (c) The requirements for the provisional operator's

1 permit prescribed in subdivisions (2)(a) and (b) of this section  
2 may be completed prior to the applicant's sixteenth birthday. A  
3 person may apply for a provisional operator's permit and take the  
4 driving test and the written examination, if required, at any time  
5 within sixty days prior to his or her sixteenth birthday upon proof  
6 of age in the manner provided in section 60-484.

7 (2) In order to obtain a provisional operator's permit,  
8 the applicant shall present ~~to the examiner~~ (a)(i) proof of  
9 successful completion of a department-approved driver safety course  
10 which includes behind-the-wheel driving specifically emphasizing  
11 (A) the effects of the consumption of alcohol on a person  
12 operating a motor vehicle, (B) occupant protection systems, (C)  
13 risk assessment, and (D) railroad crossing safety and (ii) proof  
14 of successful completion of a written examination and driving  
15 test administered by a driver safety course instructor or (b)  
16 a certificate in a form prescribed by the department, signed  
17 by a parent, guardian, or licensed driver at least twenty-one  
18 years of age, verifying that the applicant has completed fifty  
19 hours of lawful motor vehicle operation including at least ten  
20 hours of motor vehicle operation between sunset and sunrise,  
21 under conditions that reflect department-approved driver safety  
22 course curriculum, with a parent, guardian, or adult at least  
23 twenty-one years of age, who has a current Nebraska operator's  
24 license or who is licensed in another state. If the applicant  
25 presents such a certificate, the applicant shall be required  
26 to successfully complete a driving test administered by ~~an~~  
27 ~~examiner~~ of the department. The written examination shall be

1 waived if the applicant ~~surrenders~~ has been issued a Nebraska  
2 LPD-learner's permit or has been issued a Nebraska LPE-learner's  
3 permit ~~after January 1, 2006,~~ and such permit is valid or has been  
4 expired for no more than one year, ~~prior to surrender.~~ However,  
5 the department shall not waive the written examination if the  
6 provisional operator's permit being applied for contains a class  
7 or endorsement which is different from the class or endorsement of  
8 the LPD-learner's or LPE-learner's permit. Upon presentation ~~to the~~  
9 ~~examiner~~ by the applicant of a form prescribed by the department  
10 showing successful completion of the driver safety course, the  
11 ~~examiner shall waive the~~ written examination and driving test may  
12 be waived. Upon presentation ~~to the examiner~~ of the certificate,  
13 the ~~examiner shall waive the~~ written examination but not the  
14 driving test may be waived. The examiner shall waive the written  
15 examination and the driving test if the applicant has been issued a  
16 school permit and such permit is valid or has expired no more than  
17 one year prior to application. The written examination shall not  
18 be waived if the provisional operator's permit being applied for  
19 contains a class or endorsement which is different from the class  
20 or endorsement of the school permit.

21 (3) (a) The holder of a provisional operator's permit  
22 shall only operate a motor vehicle on the highways of this state  
23 during the period beginning at 6 a.m. and ending at 12 midnight  
24 except when he or she is en route to or from his or her residence  
25 to his or her place of employment or a school activity. The holder  
26 of a provisional operator's permit may operate a motor vehicle on  
27 the highways of this state at any hour of the day or night if

1 accompanied by a parent, guardian, or adult at least twenty-one  
2 years of age, who has a current Nebraska operator's license or who  
3 is licensed in another state.

4 (b) The holder of a provisional operator's permit shall  
5 only operate a motor vehicle on the highways of this state during  
6 the first six months of holding the permit with no more than one  
7 passenger who is not an immediate family member and who is under  
8 nineteen years of age.

9 (c) The holder of a provisional operator's permit shall  
10 not use any type of interactive wireless communication device while  
11 operating a motor vehicle on the highways of this state.

12 (d) Enforcement of subdivisions (a), (b), and (c) of this  
13 subsection shall be accomplished only as a secondary action when  
14 the holder of the provisional operator's permit has been cited or  
15 charged with a violation of some other law.

16 (4) The county treasurer shall collect the fee and  
17 surcharge prescribed in section 60-4,115 for the issuance of each  
18 provisional operator's permit.

19 Sec. 16. Section 60-4,122, Reissue Revised Statutes of  
20 Nebraska, is amended to read:

21 60-4,122 (1) Except as otherwise provided in subsections  
22 (2), (3), and (8) of this section, no original or renewal  
23 operator's license shall be issued to any person until such  
24 person has ~~appeared before an examiner to demonstrate~~ demonstrated  
25 his or her ability to operate a motor vehicle safely as provided in  
26 section 60-4,114.

27 (2) Except as otherwise provided in this section and

1 section 60-4,127, any person who renews his or her Class O or  
2 Class M license shall ~~appear before an examiner to~~ demonstrate  
3 his or her ability to drive and maneuver a motor vehicle safely  
4 as provided in subdivision (3)(b) of section 60-4,114 only at  
5 the discretion of ~~the examiner,~~ department personnel, except that  
6 a person required to use bioptic or telescopic lenses shall be  
7 required to demonstrate his or her ability to drive and maneuver a  
8 motor vehicle safely each time he or she renews his or her license.

9 (3) Any person who renews his or her Class O or Class M  
10 license prior to or within one year after its expiration ~~shall~~ may  
11 not be required to demonstrate his or her knowledge of the motor  
12 vehicle laws of this state as provided in subdivision (3)(c) of  
13 section 60-4,114 if his or her driving record abstract maintained  
14 in the computerized records of the ~~Department of Motor Vehicles~~  
15 department shows that such person's license is not suspended,  
16 revoked, or canceled.

17 (4) Except for operators' licenses issued to persons  
18 required to use bioptic or telescopic lenses, any person who renews  
19 his or her operator's license which has been valid for fifteen  
20 months or less shall not be required to take any examination  
21 required under section 60-4,114.

22 (5) Any person who renews a state identification card  
23 shall appear before ~~an examiner~~ department personnel and present  
24 his or her current state identification card or shall follow the  
25 procedure for electronic renewal in subsection (9) of this section.  
26 ~~The examining officer, upon examination of the card, may require~~  
27 ~~one additional form of proof of identification described in section~~

1 ~~60-484.~~ Proof of identification shall be required as prescribed in  
2 sections 60-484 and 60-4,181.

3 (6) A nonresident who applies for an initial operator's  
4 license in this state and who holds a valid operator's license from  
5 another state which is his or her state of residence ~~shall~~ may  
6 not be required to demonstrate his or her knowledge of the motor  
7 vehicle laws of this state if he or she surrenders to the examiner  
8 his or her valid out-of-state operator's license.

9 (7) An applicant for an original operator's license ~~shall~~  
10 may not be required to demonstrate his or her knowledge of the  
11 motor vehicle laws of this state if he or she ~~surrenders to~~  
12 ~~the examiner his or her~~ has been issued a Nebraska LPD-learner's  
13 permit issued after January 1, 1999, and such permit that is  
14 valid or has been expired for no more than one year, prior to  
15 ~~surrender.~~ The written examination shall not be waived if the  
16 original operator's license being applied for contains a class or  
17 endorsement which is different from the class or endorsement of the  
18 Nebraska LPD-learner's permit.

19 (8) A qualified licensee as determined by the department  
20 who is twenty-one years of age or older and less than sixty-five  
21 years of age and who has a digital image and digital signature  
22 preserved in the digital system may renew his or her Class O or  
23 Class M license once by electronic means in a manner prescribed  
24 by the department using the preserved digital image and digital  
25 signature without taking any examination required under section  
26 60-4,114 if such renewal is prior to or within one year after  
27 the expiration of the license and if his or her driving record

1 abstract maintained in the records of the department shows that  
2 such person's license is not suspended, revoked, or canceled. Every  
3 licensee must apply for renewal in person at least once every ten  
4 years and have a new digital image and digital signature taken.

5 (9) Any person who is twenty-one years of age or older  
6 and who has been issued a state identification card with a digital  
7 image and digital signature may electronically renew his or her  
8 state identification card once by electronic means in a manner  
9 prescribed by the department using the preserved digital image  
10 and digital signature. Every holder of a state identification card  
11 shall apply for renewal in person at least once every ten years and  
12 have a new digital image and digital signature taken.

13 Sec. 17. Section 60-4,123, Revised Statutes Supplement,  
14 2007, is amended to read:

15 60-4,123 (1) Any person who is at least fifteen years of  
16 age may apply for an LPD-learner's permit from the ~~Department of~~  
17 ~~Motor Vehicles.~~ department. In order to obtain an LPD-learner's  
18 permit, the applicant shall successfully complete a written  
19 examination. A person may take the written examination beginning  
20 sixty days prior to his or her fifteenth birthday but shall not  
21 be issued a permit until he or she is fifteen years of age. The  
22 written examination ~~shall~~ may be waived for any person who has been  
23 issued an LPE-learner's permit, LPD-learner's permit, or SCP-school  
24 permit that has been expired for no more than one year. ~~after~~  
25 ~~January 1, 2006.~~

26 (2) Upon successful completion of the written examination  
27 and the payment of a fee and surcharge as prescribed in section

1 60-4,115, the applicant shall be issued an LPD-learner's permit  
2 ~~from the county treasurer. as provided in section 60-4,113.~~ The  
3 permit shall be valid for twelve months.

4 (3) (a) The holder of an LPD-learner's permit shall only  
5 operate a motor vehicle on the highways of this state if he or  
6 she is accompanied at all times by a licensed operator who is at  
7 least twenty-one years of age and who has been licensed by this  
8 state or another state and if he or she is actually occupying the  
9 seat beside the licensed operator or, in the case of a motorcycle  
10 or moped, if he or she is within visual contact of and under the  
11 supervision of, in the case of a motorcycle, a licensed motorcycle  
12 operator or, in the case of a moped, a licensed motor vehicle  
13 operator.

14 (b) The holder of an LPD-learner's permit shall not  
15 use any type of interactive wireless communication device while  
16 operating a motor vehicle on the highways of this state.  
17 Enforcement of this subdivision shall be accomplished only as a  
18 secondary action when the holder of the LPD-learner's permit has  
19 been cited or charged with a violation of some other law.

20 (4) The county treasurer shall collect the fee and  
21 surcharge prescribed in section 60-4,115 for the issuance of each  
22 LPD-learner's permit.

23 Sec. 18. Section 60-4,124, Revised Statutes Supplement,  
24 2007, is amended to read:

25 60-4,124 (1) A person who is younger than sixteen years  
26 and three months of age but is older than fourteen years and  
27 two months of age may be issued, ~~by the county treasurer,~~

1 a school permit if such person lives a distance of one and  
2 one-half miles or more from the school he or she attends and  
3 either resides outside a city of the metropolitan, primary, or  
4 first class or attends a school which is outside a city of the  
5 metropolitan, primary, or first class and if such person has held  
6 an LPE-learner's permit for two months. A school permit shall not  
7 be issued until such person has ~~appeared before an examiner to~~  
8 ~~demonstrate~~ demonstrated that he or she is capable of successfully  
9 operating a motor vehicle, moped, or motorcycle and has in his  
10 or her possession an ~~examiner's certificate~~ issuance certificate  
11 authorizing the county treasurer to issue a school permit. In  
12 order to obtain an ~~examiner's certificate~~ issuance certificate, the  
13 applicant shall present ~~to the examiner~~ (a) proof of successful  
14 completion of a department-approved driver safety course which  
15 includes behind-the-wheel driving specifically emphasizing (i) the  
16 effects of the consumption of alcohol on a person operating  
17 a motor vehicle, (ii) occupant protection systems, (iii) risk  
18 assessment, and (iv) railroad crossing safety and (b) (i) proof  
19 of successful completion of a written examination and driving  
20 test administered by a driver safety course instructor or (ii)  
21 a certificate in a form prescribed by the department, signed by  
22 a parent, guardian, or licensed driver at least twenty-one years  
23 of age, verifying that the applicant has completed fifty hours  
24 of lawful motor vehicle operation, under conditions that reflect  
25 department-approved driver safety course curriculum, with a parent,  
26 guardian, or adult at least twenty-one years of age, who has a  
27 ~~then~~ current Nebraska operator's license or who is licensed in

1 another state. The ~~Department of Motor Vehicles shall~~ department  
2 may waive the written examination if the applicant ~~surrenders~~  
3 has been issued an LPE-learner's permit issued after January 1,  
4 2006, or LPD-learner's permit and if such permit is valid or has  
5 expired no more than one year prior to application. The written  
6 examination shall not be waived if the permit being applied for  
7 contains a class or endorsement which is different from the class  
8 or endorsement of the LPE-learner's permit.

9 (2) A person holding a school permit may operate a motor  
10 vehicle, moped, or motorcycle:

11 (a) To and from where he or she attends school and  
12 between schools of enrollment over the most direct and accessible  
13 route by the nearest highway from his or her place of residence  
14 to transport such person or any family member who resides with  
15 such person to attend duly scheduled courses of instruction and  
16 extracurricular or school-related activities at the school he or  
17 she attends; or

18 (b) Under the personal supervision of a licensed  
19 operator. Such licensed operator shall be at least twenty-one years  
20 of age and licensed by this state or another state and shall  
21 actually occupy the seat beside the permitholder or, in the case of  
22 a motorcycle or moped, if the permitholder is within visual contact  
23 of and under the supervision of, in the case of a motorcycle, a  
24 licensed motorcycle operator or, in the case of a moped, a licensed  
25 motor vehicle operator.

26 (3) The holder of a school permit shall not use any  
27 type of interactive wireless communication device while operating a

1 motor vehicle on the highways of this state. Enforcement of this  
2 subsection shall be accomplished only as a secondary action when  
3 the holder of the school permit has been cited or charged with a  
4 violation of some other law.

5 (4) A person who is younger than sixteen years of age  
6 but is over fourteen years of age may be issued an LPE-learner's  
7 permit, ~~from the county treasurer,~~ which permit shall be valid  
8 for a period of three months. An LPE-learner's permit shall not  
9 be issued until such person successfully completes a written  
10 examination prescribed by the department and demonstrates that he  
11 or she has sufficient powers of eyesight to safely operate a motor  
12 vehicle, moped, or motorcycle.

13 (5) (a) While holding the LPE-learner's permit, the person  
14 may operate a motor vehicle on the highways of this state if he  
15 or she has seated next to him or her a person who is a licensed  
16 operator or, in the case of a motorcycle or moped, if he or she is  
17 within visual contact of and is under the supervision of a person  
18 who, in the case of a motorcycle, is a licensed motorcycle operator  
19 or, in the case of a moped, is a licensed motor vehicle operator.  
20 Such licensed motor vehicle or motorcycle operator shall be at  
21 least twenty-one years of age and licensed by this state or another  
22 state.

23 (b) The holder of an LPE-learner's permit shall not  
24 use any type of interactive wireless communication device while  
25 operating a motor vehicle on the highways of this state.  
26 Enforcement of this subdivision shall be accomplished only as a  
27 secondary action when the holder of the LPE-learner's permit has

1 been cited or charged with a violation of some other law.

2 (6) The county treasurer shall collect the fee and  
3 surcharge prescribed in section 60-4,115 from each successful  
4 applicant for a school or LPE-learner's permit. All school permits  
5 shall be subject to impoundment or revocation under the terms of  
6 section 60-496. Any person who violates the terms of a school  
7 permit shall be guilty of an infraction and shall not be eligible  
8 for another ~~operator's license~~ ~~or~~ school, farm, LPD-learner's, or  
9 LPE-learner's permit until he or she has attained the age of  
10 sixteen years.

11 Sec. 19. Section 60-4,126, Reissue Revised Statutes of  
12 Nebraska, is amended to read:

13 60-4,126 Any person who is younger than sixteen years of  
14 age but is over thirteen years of age and resides upon a farm in  
15 this state or is fourteen years of age or older and is employed  
16 for compensation upon a farm in this state may obtain a farm permit  
17 authorizing the operation of farm tractors and other motorized  
18 implements of farm husbandry upon the highways of this state  
19 if the applicant for such farm permit furnishes ~~to an examiner~~  
20 satisfactory proof of age and satisfactorily demonstrates ~~to the~~  
21 ~~examiner~~ that he or she has knowledge of the operation of such  
22 equipment and of the rules of the road and laws respecting the  
23 operation of motor vehicles upon the highways of this state. Any  
24 person under sixteen years of age but not less than thirteen years  
25 of age may obtain a temporary permit to operate such equipment  
26 for a six-month period after presentation to the ~~Department of~~  
27 ~~Motor Vehicles~~ department of a request for the temporary permit

1 signed by the person's parent or guardian and payment of the fee  
2 and surcharge prescribed in section 60-4,115. After the expiration  
3 of the six-month period, it shall be unlawful for such person to  
4 operate such equipment upon the highways of this state unless he or  
5 she has been issued a farm permit under this section. The fee for  
6 an original, renewal, or duplicate farm permit shall be the fee and  
7 surcharge prescribed in section 60-4,115. All farm permits shall be  
8 subject to revocation under the terms of section 60-496. Any person  
9 who violates the terms of a farm permit shall be guilty of an  
10 infraction and shall not be eligible for another ~~operator's license~~  
11 ~~or~~ school, farm, LPD-learner's, or LPE-learner's permit until he or  
12 she has attained the age of sixteen years. ~~Farm permits are not~~  
13 ~~part of the digital system implemented under section 60-484.01 and~~  
14 ~~may not be issued or renewed electronically.~~

15           Sec. 20. Section 60-4,127, Reissue Revised Statutes of  
16 Nebraska, is amended to read:

17           60-4,127 (1) No person shall operate a motorcycle on the  
18 alleys or highways of the State of Nebraska until such person  
19 has obtained a Class M license. No such license shall be issued  
20 until the applicant has appeared before an examiner and ~~(1)~~  
21 ~~satisfied the examiner that he or she meets~~ (a) met the vision  
22 and physical requirements established under section 60-4,118 for  
23 operation of a motor vehicle and ~~(2)~~ (b) successfully completed  
24 an examination, including the actual operation of a motorcycle,  
25 prescribed by the director, except that ~~an examiner shall waive~~  
26 ~~the required examination~~ may be waived, including the actual  
27 operation of a motorcycle, if the applicant presents proof of

1 successful completion of a motorcycle safety course under the  
2 Motorcycle Safety Education Act within the immediately preceding  
3 forty-eight months, ~~or if the driving record abstract of the~~  
4 ~~applicant maintained in the computerized records of the Department~~  
5 ~~of Motor Vehicles shows that the applicant has had no traffic~~  
6 ~~violations as described in section 60-4,182 from the date the~~  
7 ~~applicant's operator's license was last issued to the date of the~~  
8 ~~abstract.~~

9 (2) (a) This subdivision applies until the implementation  
10 date designated by the director pursuant to section 2 of this act.

11 Any applicant who qualifies for a Class M license shall be issued a  
12 license for such operation by the county treasurer as provided for  
13 the issuance of an operator's license. If the applicant, ~~or if he~~  
14 ~~or she~~ is the holder of an operator's license, the county treasurer  
15 shall, upon receipt of the examiner's certificate, ~~endorse~~ have  
16 endorsed on the license the authorization to operate a motorcycle.  
17 Fees for Class M licenses shall be as provided by section 60-4,115.

18 (b) This subdivision applies beginning on the  
19 implementation date designated by the director pursuant to section  
20 2 of this act. Upon presentation of an issuance certificate, the  
21 county treasurer shall collect the fee and surcharge for a Class  
22 M license as prescribed by section 60-4,115 and issue a receipt  
23 with driving privileges which is valid for up to thirty days. The  
24 license shall be delivered as provided in section 60-4,113. If  
25 the applicant is the holder of an operator's license, the county  
26 treasurer shall, upon receipt of the examiner's certificate, have  
27 endorsed on the license the authorization to operate a motorcycle.

1 Fees for Class M licenses shall be as provided by section 60-4,115.

2           Sec. 21. Section 60-4,144, Revised Statutes Cumulative  
3 Supplement, 2006, is amended to read:

4           60-4,144 ~~(1)~~ (1)(a) This subsection applies until the  
5 implementation date designated by the director pursuant to section  
6 2 of this act. Application for any original or renewal commercial  
7 driver's license or application for any change of class of  
8 commercial motor vehicle, endorsement, or restriction may be  
9 made in a manner prescribed by the department. Such application  
10 may be made to an examiner in any county. The examiner shall  
11 personally conduct the examination of the applicant and deliver to  
12 each successful applicant an examiner's certificate containing the  
13 statements made pursuant to ~~subsection (2)~~ subdivision (b) of this  
14 ~~section.~~ subsection.

15           ~~(2)~~ (b) The application or examiner's certificate shall  
16 include the voter registration portion pursuant to section 32-308,  
17 the advisement language required by subsection (5) of section  
18 60-6,197, and the following:

19           ~~(a)~~ (i) The full name, the current mailing address,  
20 and the residential address of the applicant, except that  
21 if the applicant is a program participant under the Address  
22 Confidentiality Act, he or she need not supply his or her  
23 residential address;

24           ~~(b)~~ (ii) A physical description of the applicant,  
25 including sex, height, weight, and eye and hair colors;

26           ~~(c)~~ (iii) The applicant's date of birth;

27           ~~(d)~~ (iv) The applicant's social security number;

1           ~~(e)~~ (v) The applicant's signature;

2           ~~(f)~~ (vi) Certification that the commercial motor vehicle  
3 in which the applicant takes any driving skills examination is  
4 representative of the class of commercial motor vehicle that the  
5 applicant operates or expects to operate;

6           ~~(g)~~ (vii) The certification required pursuant to section  
7 60-4,145 or 60-4,146;

8           ~~(h)~~ (viii) Beginning September 30, 2005, the names of all  
9 states where the applicant has been licensed to operate any type of  
10 motor vehicle in the ten years prior to the date of application;

11           ~~(i)~~ (ix) The following specific questions:

12           ~~(i)~~ (A) Have you within the last three months (e.g. due  
13 to diabetes, epilepsy, mental illness, head injury, stroke, heart  
14 condition, neurological disease, etc.):

15           ~~(A)~~ (I) lost voluntary control or consciousness ... yes  
16 ... no

17           ~~(B)~~ (II) experienced vertigo or multiple episodes of  
18 dizziness or fainting ... yes ... no

19           ~~(C)~~ (III) experienced disorientation ... yes ... no

20           ~~(D)~~ (IV) experienced seizures ... yes ... no

21           ~~(E)~~ (V) experienced impairment of memory, memory loss ...  
22 yes ... no

23           Please explain: .....

24           ~~(ii)~~ (B) Do you experience any condition which affects  
25 your ability to operate a motor vehicle? (e.g. due to loss  
26 of or impairment of foot, leg, hand, or arm; neurological or  
27 neuromuscular disease, etc.) ... yes ... no

1           Please explain: .....

2           ~~(iii)~~ (C) Since the issuance of your last driver's  
3 license/permit has your health or medical condition changed or  
4 worsened? ... yes ... no

5           Please explain, including how the above affects your  
6 ability to drive: .....

7           ~~(j)~~ (x) Do you wish to register to vote as part of this  
8 application process?

9           OPTIONAL - YOU ARE NOT REQUIRED TO ANSWER ANY OF THE  
10 FOLLOWING QUESTIONS:

11          ~~(k)~~ (xi) Do you wish to be an organ and tissue donor?

12          ~~(l)~~ (xii) Do you wish to receive any additional specific  
13 information regarding organ and tissue donation and the Donor  
14 Registry of Nebraska?

15          ~~(m)~~ (xiii) Do you wish to donate \$1 to promote the Organ  
16 and Tissue Donor Awareness and Education Fund?

17          ~~(3)~~ (c) Application shall be made under oath or  
18 affirmation of the applicant.

19          (2) This subsection applies beginning on the  
20 implementation date designated by the director pursuant to  
21 section 2 of this act. An applicant for any original or renewal  
22 commercial driver's license or an applicant for a change of  
23 class of commercial motor vehicle, endorsement, or restriction  
24 shall demonstrate his or her knowledge and skills for operating  
25 a commercial motor vehicle as prescribed in the Motor Vehicle  
26 Operator's License Act. An applicant for a commercial driver's  
27 license shall provide the information and documentation required by

1 this section and section 60-484. Such information and documentation  
2 shall include:

3 (a) Certification that the commercial motor vehicle  
4 in which the applicant takes any driving skills examination is  
5 representative of the class of commercial motor vehicle that the  
6 applicant operates or expects to operate;

7 (b) The certification required pursuant to section  
8 60-4,145 or 60-4,146; and

9 (c) The names of all states where the applicant has been  
10 licensed to operate any type of motor vehicle in the ten years  
11 prior to the date of application.

12 Sec. 22. Section 60-4,148, Reissue Revised Statutes of  
13 Nebraska, is amended to read:

14 60-4,148 (1) All commercial drivers' licenses shall be  
15 issued by the ~~Department of Motor Vehicles~~ department as provided  
16 in section 60-4,149. Successful applicants shall pay ~~to the county~~  
17 ~~treasurer~~ the fee and surcharge prescribed in section 60-4,115.

18 (2) Any person making application to add or remove  
19 a class of commercial motor vehicle, any endorsement, or any  
20 restriction to or from a previously issued and outstanding  
21 commercial driver's license shall pay the fee and surcharge  
22 prescribed in section 60-4,115. The fee for an original or  
23 renewal seasonal permit to revalidate the restricted commercial  
24 motor vehicle operating privilege to a previously issued and  
25 outstanding restricted commercial driver's license shall be the fee  
26 and surcharge prescribed in section 60-4,115.

27 Sec. 23. Section 60-4,149, Reissue Revised Statutes of

1 Nebraska, is amended to read:

2           60-4,149 (1) The examination for commercial drivers'  
3 licenses by the ~~Department of Motor Vehicles~~ department shall occur  
4 in and for each county of the State of Nebraska. Each county shall  
5 furnish office space for the administration of the examinations,  
6 except that two or more counties may, with the permission of the  
7 director, establish a separate facility to jointly conduct the  
8 examinations for such licenses.

9           (2) Except as provided for by section 60-4,157, all  
10 commercial driver's license examinations shall be conducted by  
11 ~~examiners~~ department personnel designated by the director. ~~The~~  
12 ~~examiner shall deliver to each~~ Each successful applicant shall be  
13 issued a certificate entitling the applicant to secure a commercial  
14 driver's license. If ~~the examiner refuses~~ department personnel  
15 refuse to issue such certificate for cause, he or she shall state  
16 such cause in writing and deliver the same to the applicant.  
17 ~~An examiner is not~~ Department personnel shall not be required  
18 to hold a commercial driver's license to administer a driving  
19 skills examination and occupy the seat beside an applicant for a  
20 commercial driver's license.

21           ~~(3)~~ (3) (a) This subdivision applies until the  
22 implementation date designated by the director pursuant to section  
23 2 of this act. The successful applicant shall, within thirty days,  
24 present his or her certificate to the county treasurer who shall  
25 immediately issue the commercial driver's license and collect the  
26 fee. The county treasurer shall report the issuance of commercial  
27 drivers' licenses and LPC-learners' permits to the department

1 within five days after issuance.

2 (b) This subdivision applies beginning on the  
3 implementation date designated by the director pursuant to section  
4 2 of this act. The successful applicant shall, within thirty days,  
5 present his or her issuance certificate to the county treasurer who  
6 shall collect the fee and surcharge as provided in section 60-4,115  
7 and issue a receipt with driving privileges which is valid for up  
8 to thirty days. The commercial driver's license shall be delivered  
9 to the applicant as provided in section 60-4,113.

10 Sec. 24. Section 60-4,150, Revised Statutes Cumulative  
11 Supplement, 2006, is amended to read:

12 60-4,150 (1) Any person holding a commercial driver's  
13 license who loses his or her license, who requires issuance of  
14 a replacement license because of a change of name or address, or  
15 whose license is mutilated or unreadable may obtain a duplicate or  
16 replacement commercial driver's license by filing with an examiner  
17 of the Department of Motor Vehicles an application and affidavit  
18 and by furnishing proof of identification in accordance with  
19 section 60-484.

20 (2) The application for a replacement license because of  
21 a change of name or address shall be made within sixty days after  
22 the change of name or address.

23 ~~(3)~~ (3) (a) This subdivision applies until the  
24 implementation date designated by the director pursuant to section  
25 2 of this act. Upon the examiner being satisfied that a duplicate  
26 or replacement commercial driver's license should be issued, the  
27 applicant shall receive such license upon payment of the fee

1 prescribed in section 60-4,115 to the county treasurer.

2 (b) This subdivision applies beginning on the  
3 implementation date designated by the director pursuant to section  
4 2 of this act. A duplicate or replacement commercial driver's  
5 license shall be delivered to the applicant as provided in section  
6 60-4,113 after the county treasurer collects the fee and surcharge  
7 prescribed in section 60-4,115 and issues the applicant a receipt  
8 with driving privileges which is valid for up to thirty days.

9 (4) Duplicate and replacement commercial drivers'  
10 licenses shall be issued in the manner provided for the issuance of  
11 original and renewal commercial drivers' licenses as provided for  
12 by section 60-4,149. ~~No more than two duplicate commercial drivers'~~  
13 ~~licenses shall be issued to any applicant in any five-year period.~~  
14 Upon issuance of any duplicate or replacement commercial driver's  
15 license, the commercial driver's license for which the duplicate or  
16 replacement license is issued shall be void.

17 Sec. 25. Section 60-4,151, Reissue Revised Statutes of  
18 Nebraska, is amended to read:

19 60-4,151 ~~(1)~~ (1) (a) The commercial driver's license shall  
20 be conspicuously marked Nebraska Commercial Driver's License, and  
21 shall be, to the maximum extent practicable, tamper and forgery  
22 proof. ~~and~~

23 (b) This subdivision applies until the implementation  
24 date designated by the director pursuant to section 2 of this  
25 act. The commercial driver's license shall include the following  
26 information:

27 ~~(a)~~ (i) The name and residential address of the holder;

- 1           ~~(b)~~ (ii) The holder's color photograph or digital image;
- 2           ~~(c)~~ (iii) A physical description of the holder, including
- 3 sex, height, weight, and eye and hair colors;
- 4           ~~(d)~~ (iv) The holder's date of birth;
- 5           ~~(e)~~ (v) The holder's signature;
- 6           ~~(f)~~ (vi) The class of commercial motor vehicle or
- 7 vehicles which the holder is authorized to operate, including
- 8 any endorsements or restrictions;
- 9           ~~(g)~~ (vii) The dates between which the commercial driver's
- 10 license is valid; and
- 11           ~~(h)~~ (viii) The organ and tissue donor information
- 12 specified in section 60-494.

13           (c) This subdivision applies beginning on the  
14 implementation date designated by the director pursuant to section  
15 2 of this act. The form of the commercial driver's license shall  
16 also comply with section 60-4,117.

17           (2) The restricted commercial driver's license shall  
18 be conspicuously marked Nebraska Restricted Commercial Driver's  
19 License and shall be, to the maximum extent practicable, tamper  
20 and forgery proof. The restricted commercial driver's license shall  
21 contain such additional information as deemed necessary by the  
22 director.

23           (3) The seasonal permit shall contain such information as  
24 deemed necessary by the director but shall include the time period  
25 during which the commercial motor vehicle operating privilege is  
26 effective. The seasonal permit shall be valid only when held in  
27 conjunction with a restricted commercial driver's license.

1           Sec. 26. Section 60-4,181, Reissue Revised Statutes of  
2 Nebraska, is amended to read:

3           60-4,181 ~~(1)~~ (1) (a) This subsection applies until the  
4 implementation date designated by the director pursuant to section  
5 2 of this act. A state identification card shall be issued by the  
6 county treasurer after the person requesting the card ~~(a)~~ (i) files  
7 an application or examiner's certificate with an examining officer,  
8 ~~(b)~~ (ii) furnishes two forms of proof of identification described  
9 in section 60-484, and ~~(c)~~ (iii) pays the fee prescribed in section  
10 60-4,115 to the county treasurer. The state identification card  
11 shall contain the organ and tissue donor information specified in  
12 section 60-494.

13           ~~(2)~~ (b) The application or examiner's certificate shall  
14 include the name, age, post office address, place of residence  
15 unless the applicant is a program participant under the Address  
16 Confidentiality Act, date of birth, sex, social security number,  
17 and physical description of the applicant, the voter registration  
18 portion pursuant to section 32-308, and the following:

19           ~~(a)~~ (i) Do you wish to register to vote as part of this  
20 application process?

21           ~~(b)~~ (ii) Do you wish to be an organ and tissue donor?

22           ~~(c)~~ (iii) Do you wish to receive any additional specific  
23 information regarding organ and tissue donation and the Donor  
24 Registry of Nebraska?

25           ~~(d)~~ (iv) Do you wish to donate \$1 to promote the Organ  
26 and Tissue Donor Awareness and Education Fund?

27           (c) Each state identification card shall contain the

1 following encoded, machine-readable information: The holder's full  
2 legal name; date of birth; gender; document issue date; document  
3 expiration date; principal residence address; unique identification  
4 number; revision date; inventory control number; and state of  
5 issuance.

6           (2) This subsection applies beginning on the  
7 implementation date designated by the director pursuant to  
8 section 2 of this act. Each applicant for a state identification  
9 card shall provide the information and documentation required by  
10 section 60-484. The form of the state identification card shall  
11 comply with section 60-4,117. Upon presentation of an applicant's  
12 issuance certificate, the county treasurer shall collect the fee  
13 and surcharge as prescribed in section 60-4,115 and issue a receipt  
14 to the applicant which is valid up to thirty days. The state  
15 identification card shall be delivered to the applicant as provided  
16 in section 60-4,113.

17           (3) The director may summarily cancel any state  
18 identification card, and any judge or magistrate may order a  
19 state identification card canceled in a judgment of conviction, if  
20 the application or examiner's certificate for the card contains  
21 any false or fraudulent statements which were deliberately and  
22 knowingly made as to any matter material to the issuance of the  
23 card or if the application or examiner's certificate or issuance  
24 certificate does not contain required or correct information. Any  
25 state identification card so obtained shall be void from the date  
26 of issuance. Any judgment of conviction ordering cancellation of a  
27 state identification card shall be transmitted to the director who

1 shall cancel the card.

2 ~~(4) Machine-readable information encoded on a state~~  
3 ~~identification card shall be limited to the information appearing~~  
4 ~~on the face of the card.~~

5 Sec. 27. Original sections 60-479, 60-4,112, 60-4,113,  
6 60-4,117, 60-4,118.05, 60-4,122, 60-4,126, 60-4,127, 60-4,148,  
7 60-4,149, 60-4,151, and 60-4,181, Reissue Revised Statutes of  
8 Nebraska, sections 60-484, 60-4,115, 60-4,144, and 60-4,150,  
9 Revised Statutes Cumulative Supplement, 2006, and sections 60-462,  
10 60-463, 60-4,120.01, 60-4,123, and 60-4,124, Revised Statutes  
11 Supplement, 2007, are repealed.

12 2. On page 1, strike lines 2 through 14 and insert "to  
13 amend sections 60-479, 60-4,112, 60-4,113, 60-4,117, 60-4,118.05,  
14 60-4,122, 60-4,126, 60-4,127, 60-4,148, 60-4,149, 60-4,151, and  
15 60-4,181, Reissue Revised Statutes of Nebraska, sections 60-484,  
16 60-4,115, 60-4,144, and 60-4,150, Revised Statutes Cumulative  
17 Supplement, 2006, and sections 60-462, 60-463, 60-4,120.01,  
18 60-4,123, and 60-4,124, Revised Statutes Supplement, 2007; to  
19 change provisions relating to issuance of motor vehicle operators'  
20 licenses and permits, commercial drivers' licenses, and state  
21 identification cards; to state intent; to define and redefine  
22 terms; to change provisions relating to examinations, issuance,  
23 and fees; to provide a surcharge; to harmonize provisions; and to  
24 repeal the original sections."

25 3. On page 2, strike lines 1 through 4.